IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY FIFTH DAY OF AUGUST
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE Mr. JUSTICE C.V.RAMULU

WRIT PETITION No.13598 of 2000

Between:

S.Ramanjulu, S/o Late Madhava Swamy,
Traffic Department, Visakhapatnam Port Trust,
Visakhapatnam.

..... PETITIONER

AND

1 The Chairman,
Visakhapatnam Port Trust, Visakhapatnam.
2 The Traffic Manager,
Visakhapatnam Port Trust, Visakhapatnam.
3 The Docks Manager (Railways)
Visakhapatnam Port Trust, Visakhapatnam.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in not calculating and paying the incentive as per scheme as arbitrary and illegal and consequently direct the respondents to pay the difference of incentive from 1980 with interest as per bank rules with cumulative effect at 12% interest and pass such other or order as it may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: Mr. M.KESAVA RAO

Counsel for the Respondents: Mr. A.KRISHNAM RAJU

The Court made the following :

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ORAL ORDER:

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This Writ Petition is filed seeking a Mandamus to declare the action of the respondents in not calculating and paying the incentive as per the scheme, as arbitrary and illegal and consequently to direct the respondents to pay the difference of incentive from 1980 with interest as per the Bank Rules with cumulative effect.

There is no necessity of going into all the details. The petitioner seems to have made a representation to the 2nd respondent on 6-9-1998 and to the 1st respondent on 11-10-1999. In view of the same, without expressing any opinion on merits of the matter, the respondents are directed to take up the representations dated 6-9-1998 and 11-10-1999 filed by the petitioner and dispose of the same and pass appropriate orders as per law, within a period of three months from the date of receipt of a copy of this order, if not already disposed of.

Accordingly, this Writ Petition is disposed of. No costs.

25-8-2005

prk